



RE: Re: East Bay Homeowners Association ; Status Update No . 6 - Keller Transport Fuel Spill 📎

Libby Faulk to: Volesky, Mike
Donnak Inman, Julie DalSoglio,
Cc: "Kirby_Campbell-Rierson@baucus.senate.gov",
"maren.olsen@mail.house.gov",

08/06/2008 10:53 AM

Hi Mike,

Sorry I'm just getting back to you. I'm not aware of any specific issues at this time that the homeowners are having with the new insurance company, Westchester Insurance and Environmental Partners Inc. (EPI), the new contractor. During the transition period I do believe there was some delay in the sharing of information which caused concerns with the homeowners but I believe this has been resolved with the updates that Thom Morin with EPI has been sending directly to the homeowners. Currently, EPA is the process of working with EPI to address issues that we have with their draft plan. We then plan to communicate the outcome to the homeowners.

Sincerely, Libby

Libby Faulk
Community Involvement Coordinator
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303-312-6083
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"Volesky, Mike" <MVolesky@mt.gov>



"Volesky, Mike"
<MVolesky@mt.gov>
08/04/2008 10:25 AM

To Libby Faulk/OCP/R8/USEPA/US@EPA,
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cc Julie DalSoglio/MO/R8/USEPA/US@EPA, Donnak
Inman/ENF/R8/USEPA/US@EPA
Subject RE: Re: East Bay Homeowners Association ; Status Update
No. 6 - Keller Transport Fuel Spill

Libby, thanks for the contact. Julie has been providing much appreciated updates, and I know Virginia and Kirby have been keeping close tabs. Last I heard, we were hearing some grumbling here in our office about the "new" insurance co. rep (re-insurer?) and new contractor. Anyone have a comment on that? Many thanks.

Mike

From: Faulk.Libby@epamail.epa.gov [mailto:Faulk.Libby@epamail.epa.gov]
Sent: Monday, August 04, 2008 7:43 AM
To: Volesky, Mike; Virginia_Sloan@tester.senate.gov; Kirby_Campbell-Rierson@baucus.senate.gov; maren.olsen@mail.house.gov
Cc: dalsoglio.julie@epa.gov; inman.donnak@epa.gov
Subject: Fw: Re: East Bay Homeowners Association; Status Update No. 6 - Keller Transport Fuel Spill

Mike Voleskey, Governor Schweitzer's Natural Resource Policy Advisor
Kirby Campbell- Rierson, Senator Baucus's office
Virginia Sloan, Senator Tester's office
Maren Olsen - Representative Rehburg's office

Mike, Kirby, Virginia and Maren:

I am a Community Involvement Coordinator for the Environmental Protection Agency in Denver and have been assigned to work on the Keller Transport oil spill clean-up to ensure that homeowners concerns are being addressed. Donna Inman and myself met with Virginia and Kirby in Kalispell on July 10 and from that meeting agreed to keep you all abreast of updates and issues regarding the cleanup. Julie Dalsoglio has been providing you with updates to date and I will be working as well to share with you information that is pertinent to the cleanup. Below is the most recent update provided by Thom Morin with Environmental Partners Inc. (EPI)'s, the lead contractor working on the cleanup, that was sent to the homeowners.

Should you have any questions, please call me at 303-312-6083.

Sincerely, Libby Faulk

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-----Forwarded by Libby Faulk/OCPR8/USEPA/US on 08/04/2008 07:31AM -----

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Date: 08/01/2008 03:10PM
cc: Mark Yavinsky <Mark.Yavinsky@ace-ina.com>, "Laura J. Hawes" <lhawes@cozen.com>, Thomas Jones <TJones@cozen.com>, "Charles E. Hansberry"

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Subject: Re: East Bay Homeowners Association; Status Update No. 6 - Keller Transport Fuel Spill

Dear Homeowners,

This email presents our Status Update No. 6 for the Keller Transport Fuel Spill. It has been a couple of weeks since we've updated you but this should bring everyone back up to speed.

Firstly, thank you for giving us the opportunity to update you during the recent homeowners meeting on July 26. We appreciated your time, attention, and excellent questions.

The last update was provided on June 27 at the same time as the Draft Work Plan for the site was provided to you, EPA, the Tribe and Lake County. Since that time we have:

- Met with EPA, the Tribe, and Lake County on-site on July 9,
- Participated in a teleconference with EPA on July 15,
- Received EPA comments to the work plan on July 17, and
- Provided EPA with a revised Work Plan on July 28. That document was also provided to the Homeowners association and the other agencies involved.

Based on interim feedback from EPA and the other needs of the project we have also:

- Implemented lake sampling,
- Continued sampling the water supply on a daily basis,
- Initiated planning for additional monitoring well installation,
- Continued with negotiations for vapor mitigation system installation,
- Filed a Permit Application for a Aquatic Lands Conservation Ordinance 87(a) permit with the Tribe. The Tribe has determined that a permit is not required under the ALCO.
- Submitted preliminary permit application documents with the Army Corp of Engineers. The Corps is assessing whether a permit is required and under what conditions.
- Continued ongoing design of the trenching, lift station, and treatment systems,
- Implemented limited ground water extraction and treatment from on-site monitoring wells. This is in a testing phase and will start with the most contaminated well and additional wells will be added until we reach system capacity.

We also continue to maintain and operate the current temporary treatment system and will do so until the new longer-term system is installed and fully operational.

We continue to discuss with EPA the final scope of work for the site. We are continuing with the design, permitting, and installation of those tasks and items on which there is agreement (i.e., trench installation, treatment system, well installation, well pumping). It will be necessary for counsel for Keller (Mr. Chuck Hansberry) to negotiate access agreements for some of this work with several of you. Chuck is working diligently on this and will continue to move it forward. In the absence of such access agreements we can't actually proceed with a lot of the site work so those agreements are clearly "critical path" issues.

In the coming days the excavated area of Highway 35 will be chip-sealed as required by MDT to finally complete that project. Hopefully that is only a short-term inconvenience.

As always, if you have questions or comments please do not hesitate to contact us.

Thom Morin